

# Court of Appeals, State of Michigan

## ORDER

Jeffrey Hendee v Twp of Putnam

Docket Nos. 270594; 275469

LC No. 04-020676-CZ

Pat M. Donofrio  
Presiding Judge

David H. Sawyer

William B. Murphy  
Judges

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The Court orders that the motion for immediate consideration is GRANTED.

Upon finding good cause and no less restrictive means to adequately and effectively protect the specific interest asserted by defendant-appellant, the Court orders that the motion to seal medical records is GRANTED. MCR 7.211(C)(9)(e). The Clerk of the Court is directed to keep the medical records in question under seal outside of this Court's public file. In accordance with MCR 8.119(F)(7), the Clerk is further directed to forward a copy of this order to the Clerk of the Supreme Court and to the State Court Administrative Office. MCR 7.211(C)(9)(c).

The Court orders that defendant-appellant's motion to permit continuation of oral argument is DENIED.

On the Court's own motion, defendant-appellant is GRANTED leave to file a five-page, written rebuttal to plaintiffs-appellees' oral argument within 21 days of the Clerk's certification of this order. To facilitate preparation of the written rebuttal, access to the oral argument recording is GRANTED to defendant-appellant according to the following terms.

1. The Clerk's Office will arrange a time during which the recording of oral argument will be played, and such time will be communicated in a notice sent with this order.
2. Counsel for defendant-appellant will be permitted to attend and take notes, but second-generation recordings may *not* be made during the playing of the original recording.
3. A transcript will *not* be provided or certified by the Court for internal or external use. Upon notice to the Court, the moving party may secure a transcript by engaging the services of a court reporter to attend the playing of the recording for the purposes of creating a transcript.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUL - 3 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk